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Attorneys for Defendant, COUNTY OF BUTTE

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JASON HARTMAN,

Case No.: 2:20-cv-01492-KJM-DB

Plaintiff,

**STIPULATION TO EXTEND DISCOVERY
AND EXPERT DISCLOSURE
DEADLINES; ORDER**

v.

UNITED STATES OF AMERICA;

COUNTY OF BUTTE; and CLINT

MOFFITT,

Defendants.

Complaint Filed: 07/23/2020

FAC Filed: 10/27/2022

1 IT IS HEREBY STIPULATED by and between the parties, *through their respective counsel of*
2 *record:*

- 3 1. Non-expert discovery is completed.
- 4 2. One of Defendant UNITED STATES OF AMERICA's retained consultants, who Defendant
5 UNITED STATES OF AMERICA intended to disclose as an expert witness in this case,
6 recently became deceased. Therefore, Defendant UNITED STATES OF AMERICA needs to
7 identify and retain a replacement expert. Furthermore, that person will need a reasonable
8 amount of time to review materials, formulate his or her opinion(s), and author a report
9 pursuant to Federal Rule of Civil Procedure Rule 26.
- 10 3. The current deadline to disclose expert witnesses is January 19, 2024. Given the foregoing, the
11 parties agree that the deadline to disclose expert witnesses should be continued by
12 approximately four months, to May 17, 2024, and the deadline to disclose
13 supplemental/rebuttal experts shall be June 17, 2024.
- 14 4. The parties further agree that other deadlines will need to be continued to accommodate the
15 delay in the disclosure of expert witnesses, including the deadline to complete expert discovery
16 (currently March 15, 2024) and the deadline to file a dispositive motion (currently May 10,
17 2024). The parties request those deadlines also be continued approximately four months,
18 rendering the new deadline to complete the discovery of expert witnesses to be July 19, 2024,
19 and the new deadline to file a dispositive motion to be September 13, 2024. The parties further
20 request the deadline to hear dispositive motions (currently set for June 14, 2024) be continued
21 to November 1, 2024.
- 22 5. The parties agree there is good cause for the proposed modifications to the scheduling order
23 referenced in paragraphs 1-4, above.

24 **IT IS SO STIPULATED.**

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1 Date: January 8, 2024

DEMAS LAW GROUP

2
3 By /s/ Tim S. Spangler

Tim S. Spangler

Attorneys for Plaintiff

JASON HARTMAN

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5
6 Date: January 10, 2024

PORTER | SCOTT

A PROFESSIONAL CORPORATION

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8
9 By /s/ William E. Camy

William E. Camy

Matthew W. Gross

Attorneys for Defendant

COUNTY OF BUTTE

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11
12 Date: January 8, 2024

UNITED STATES ATTORNEY

13
14 By /s/ Brendon L. S. Hansen

Rachel R. Davidson

Brendon L.S. Hansen

Attorneys for Defendant

UNITED STATES OF AMERICA

15
16
17 Date: January 8, 2024

HAWKINS PARNELL & YOUNG, LLP

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19
20 By /s/ Jennifer J. Capabianco

Jennifer J. Capabianco

Attorneys for Defendant

UNITED STATES OF AMERICA

21
22
23 Date: January 8, 2024

KOELLER, NEBEKER, CARLSON & HALUCK, LLP

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25
26 By /s/ Kimberly J. Black

Kimberly J. Black

Attorney for Clint Moffitt

ORDER

Having reviewed the above stipulation, and good cause appearing, it is hereby ordered as follows:

1. The deadline to disclose expert witnesses is continued to May 17, 2024.
2. The deadline to disclose supplemental/rebuttal expert witnesses is continued to June 17, 2024.
3. The deadline to complete expert discovery is continued to July 19, 2024.
4. The deadline to file a dispositive motion is continued to September 13, 2024.
5. The deadline to hear a dispositive motion is continued to November 1, 2024. The parties are cautioned that this deadline may not correspond with an available civil law and motion hearing date.
6. All other deadlines previously set forth in the Court's scheduling order remain unchanged.

IT IS SO ORDERED.

Dated: January 10, 2024.



CHIEF UNITED STATES DISTRICT JUDGE